



COUNCIL CHAMBERS

17555 PEAK AVENUE MORGAN HILL CALIFORNIA 95037

COUNCIL MEMBERS	REDEVELOPMENT AGENCY
Dennis Kennedy, Mayor	Dennis Kennedy, Chair
Mark Grzan, Mayor Pro Tempore	Mark Grzan, Vice-Chair
Larry Carr, Council Member	Larry Carr, Agency Member
Greg Sellers, Council Member	Greg Sellers, Agency Member
Steve Tate, Council Member	Steve Tate, Agency Member

WEDNESDAY, MAY 3, 2006

AGENDA

JOINT MEETING

CITY COUNCIL SPECIAL & REGULAR MEETING

and

REDEVELOPMENT AGENCY REGULAR MEETING

5:30 P.M.

A Special Meeting of the City Council is Called at 5:30 P.M. for the Purpose of Conducting Interviews for the Architectural Review Board, Mobile Home Rent Commission, and Senior Advisory Commission.

Dennis Kennedy, Mayor/Chairman

CALL TO ORDER

(Mayor/Chairperson Kennedy)

ROLL CALL ATTENDANCE

(City Clerk/Agency Secretary Torrez)

DECLARATION OF POSTING OF AGENDA

Per Government Code 54954.2

(City Clerk/Agency Secretary Torrez)

5:30 P.M.

City Council Action

INTERVIEWS:

	Time Estimate		Page
1.	75 Minutes	<u>INTERVIEWS TO FILL VACANCIES ON THE ARCHITECTURAL REVIEW BOARD, MOBILE HOME RENT COMMISSION AND SENIOR ADVISORY COMMISSION</u>	1
		<u>Recommended Action(s):</u>	
		1. <u>Council Discussion</u> Regarding the Characteristics and Traits Council is Seeking in Candidates to serve on the Architectural Review Board, Mobile Home Rent Commission and Senior Advisory Commission;	
		2. <u>Conduct</u> Interviews;	
		3. <u>Identify</u> Top Candidates Up to the Number of Vacancies Available on these Commissions, Plus 1, as Deemed Appropriate; and	
		4. <u>Mayor to Return with Recommended Appointments</u> for Council Discussion and Ratification of Appointments.	

7:00 P.M.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

RECOGNITIONS

Community Conversation Citizen Facilitators
Kathy & Brian Sullivan, Chuck Dillman, Joe Mueller, and Dan Ehrler

PROCLAMATIONS

“National Public Works Week” – May 21 thru May 27, 2006
Director of Public Works Ashcraft

“Bike to Work Week” – May 14 thru May 20, 2006
Bicycle & Trails Committee Member

PRESENTATIONS

Community Cycling Awareness Award
Bicycle & Trails Committee Member

Environmental Poster Contest
Program Administrator Eulo

Science Fair Winners
Program Administrator Eulo

Chamber of Commerce Environmental Awards:
Chamber of Commerce Executive Director Ehrler

Sustainable Quality Awards Winners:
Hospira, Inc.
Specialized Bicycles

Excellence Awards:
St. Catherine Parish & School
Anritsu Company
Weston Miles Architects, Inc.
Comcast Morgan Hill Call Center
Heritage Bank of Commerce

Recyclers of the Year:
Morgan Hill Post Office
The Morris Family
San Martin Post Office

CITY COUNCIL REPORT
Council Member Grzan

CITY COUNCIL COMMITTEE REPORTS

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

OTHER REPORTS

PUBLIC COMMENT

NOW IS THE TIME FOR COMMENTS FROM THE PUBLIC REGARDING ITEMS NOT ON THIS AGENDA.

(See notice attached to the end of this agenda.)

**PUBLIC COMMENTS ON ITEMS APPEARING ON THIS AGENDA WILL BE TAKEN AT THE TIME
THE ITEM IS ADDRESSED BY THE COUNCIL. PLEASE COMPLETE A SPEAKER CARD AND
PRESENT IT TO THE CITY CLERK.**

(See notice attached to the end of this agenda.)

**PLEASE SUBMIT WRITTEN CORRESPONDENCE TO THE CITY CLERK/AGENCY SECRETARY. THE
CITY CLERK/AGENCY SECRETARY WILL FORWARD CORRESPONDENCE TO THE CITY
COUNCIL/REDEVELOPMENT AGENCY.**

City Council and Redevelopment Agency Action

ADOPTION OF AGENDA

City Council Action

CONSENT CALENDAR:

ITEMS 2-7

The Consent Calendar may be acted upon with one motion, a second and the vote, by each respective Agency. The Consent Calendar items are of a routine or generally uncontested nature and may be acted upon with one motion. Pursuant to Section 5.1 of the City Council Rules of Conduct, any member of the Council or public may request to have an item pulled from the Consent Calendar to be acted upon individually.

Time Estimate

Page

Consent Calendar: 1 - 10 Minutes

2. **COUNCIL RESOLUTION SUPPORTING GRANT FUNDING FOR UPDATING THE BIKEWAYS MASTER PLAN** 57
Recommended Action(s):
 1. **Approve** the Resolution Supporting Transportation Development Act (TDA) Article 3 Grant Funding for \$28,000 to Update the 2001 Bikeways Master Plan; and
 2. **Appropriate** \$6,000 from the City's Current Year Unappropriated Parks Maintenance Fund Balance (302) to Cover CIP Administration Expenses.
3. **DEVELOPMENT OF A BMX PARK ON THE CENTENNIAL RECREATION CENTER SITE**..... 67
Recommended Action(s):
 1. **Receive** Staff Report and Parks and Recreation Commission Recommendation; and
 2. **Approve** the Development of a BMX Park to be Located at the Northwest Corner of the Centennial Recreation Center Site.
4. **AMENDMENT TO CONTRACT PROVIDING PLAN CHECKING SERVICES ON AN AS-NEEDED BASIS**..... 71
Recommended Action(s):
 1. **Approve** Amendment to the Contract with Harris & Associates to Increase the Contract Amount by \$40,000; and
 2. **Authorize** the City Manager to Execute the Contract Amendment; Subject to Review and Approval by the City Attorney.
5. **LEGISLATIVE RECOMMENDATIONS FROM UTILITIES AND ENVIRONMENT COMMITTEE** 81
Recommended Action(s): **Direct** Staff to a Draft Letter of Support for the Mayor's Signature on AB 32, AB 2271, and AB 3001.
6. **SUPPORT OF COUNTY PARKS CHARTER MEASURE** 89
Recommended Action(s): **Adopt** Resolution Supporting County Parks Charter Amendment Measure.
7. **BI-ANNUAL VACANCY RATE SURVEY**..... 93
Recommended Action(s): **Establish** the Bi-Annual Vacancy Rate for April 2006 as Recommended by the Planning Commission.

Redevelopment Agency Action

CONSENT CALENDAR:

ITEMS 8-9

	Time Estimate	Page
	Consent Calendar: 1 - 10 Minutes	
8.	<u>CHAMBER OF COMMERCE ECONOMIC DEVELOPMENT MARKETING PLAN FOR FISCAL YEAR 2006-2007</u>	103
	<u>Recommended Action(s): Adopt</u> the Council Community and Economic Development Committee's Recommendation to Authorize the Executive Director to allocate \$125,000 in the Business Assistance and Housing Services Fiscal Year 2006-2007 Budget for the Morgan Hill Chamber of Commerce's Economic Development Partnership Program.	
9.	<u>COMMUNICATIONS FIRM – JDS GROUP</u>	117
	<u>Recommended Action(s): Authorize</u> the Executive Director to Negotiate and Execute a Contract with JDS Group in an Amount not to exceed \$55,000; Subject to Review and Approval by the Agency Counsel.	

City Council and Redevelopment Agency Action

CONSENT CALENDAR:

ITEMS 10

	Time Estimate	Page
	Consent Calendar: 1 - 10 Minutes	
10.	<u>APPROVE JOINT SPECIAL AND REGULAR CITY COUNCIL AND REGULAR REDEVELOPMENT AGENCY MEETING MINUTES FOR APRIL 19, 2006</u>	121

City Council Action

PUBLIC HEARINGS:

	Time Estimate	Page
11.	20 Minutes	
	<u>GENERAL PLAN AMENDMENT, GPA-06-01/ REZONING APPLICATION, ZA-06-02: LAUREL-CITY OF MORGAN HILL</u>	123
	Public Hearing Opened.	
	Please Limit Your Remarks to 3 Minutes. Public Hearing Closed	
	Council Discussion.	
	Action- <u>Adopt</u> Mitigated Negative Declaration.	
	Action- <u>Adopt</u> Resolution Approving General Plan Amendment.	
	Action- <u>Motion to Waive</u> the Reading in Full of Zoning Amendment Ordinance.	
	Action- <u>Motion to Introduce</u> Ordinance by Title Only. (Roll Call Vote)	

City Council Action

OTHER BUSINESS:

	Time Estimate		Page
12.	30 Minutes	<u>CENTENNIAL RECREATION CENTER YMCA OPERATING AGREEMENT</u> <u>Recommended Action(s):</u> <u>Authorize</u> the City Manager to Execute a Contract with the YMCA of Santa Clara Valley for the Operation of the Centennial Recreation Center's Health/Fitness and Senior Programs.	145

FUTURE COUNCIL-INITIATED AGENDA ITEMS:

Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate and/or action taken on any request other than providing direction to staff to place the matter of business on a future agenda.

ADJOURNMENT

PUBLIC COMMENTS ON ITEMS *NOT* APPEARING ON AGENDA

Following the opening of Council/Agency business, the public may present comments on items *NOT* appearing on the agenda that are within the Council's/Agency's jurisdiction. Should your comments require Council/Agency action, your request will be placed on the next appropriate agenda. No Council/Agency discussion or action may be taken until your item appears on a future agenda. You may contact the City Clerk/Agency Secretary for specific time and dates. This procedure is in compliance with the California Public Meeting Law (Brown Act) G.C. 54950.5. Please limit your presentation to three (3) minutes.

PUBLIC COMMENTS ON ITEMS APPEARING ON AGENDA

The Morgan Hill City Council/Redevelopment Agency welcomes comments from all individuals on any agenda item being considered by the City Council/Redevelopment Agency. Please complete a Speaker Card and present it to the City Clerk/Agency Secretary. This will assist the Council/Agency Members in hearing your comments at the appropriate time. Speaker cards are available on the table in the foyer of the Council Chambers. In accordance with Government Code 54953.3 it is not a requirement to fill out a speaker card in order to speak to the Council/Agency. However, it is very helpful to the Council/Agency if speaker cards are submitted. As your name is called by the Mayor/Chairman, please walk to the podium and speak directly into the microphone. Clearly state your name and address and then proceed to comment on the agenda item. In the interest of brevity and timeliness and to ensure the participation of all those desiring an opportunity to speak, comments presented to the City Council/Agency Commission are limited to three minutes. We appreciate your cooperation.

NOTICE

AMERICANS WITH DISABILITIES ACT (ADA)

The City of Morgan Hill complies with the Americans with Disability Act (ADA) and will provide reasonable accommodation to individuals with disabilities to ensure equal access to all facilities, programs and services offered by the City. If you need special assistance to access the meeting room or to otherwise participate at this meeting, including auxiliary aids or services, please contact the Office of the City Clerk/Agency Secretary at City Hall, 17555 Peak Avenue or call 779-7259 or (Hearing Impaired only - TDD 776-7381) to request accommodation. Please make your request at least 48 hours prior to the meeting to enable staff to implement reasonable arrangements to assure accessibility to the meeting.

If assistance is needed regarding any item appearing on the City Council/Agency Commission agenda, please contact the Office of the City Clerk/Agency Secretary at City Hall, 17555 Peak Avenue or call 779-7259 or (Hearing Impaired only - TDD 776-7381) to request accommodation.

NOTICE

Notice is given, pursuant to Government Code Section 65009, that any challenge of Public Hearing Agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the City Council/Agency Commission at, or prior to the Public Hearing on these matters.

NOTICE

The time within which judicial review must be sought of the action by the City Council/Agency Commission which acted upon any matter appearing on this agenda is governed by the provisions of Section 1094.6 of the California Code of Civil Procedure.